

Representative Hall, Atlanta, Georgia**Tuesday, February 28, 2006**

The House met pursuant to adjournment at 10:00 o'clock, A.M., this day and was called to order by the Speaker.

The roll was called and the following Representatives answered to their names:

Abdul-Salaam	Cooper	Holmes	Maddox	Rynders
Amerson	Cox	Holt	Manning	E Scheid
E Anderson	Cummings	Horne	Martin	Scott, A
Ashe	Davis	Houston	Maxwell	Scott, M
Barnard	E Day	Hugley	May	Setzler
Bearden	Dickson	Jackson	E McClinton	Shaw
Benton	Dodson	James	Meadows	E Sheldon
Black	E Drenner	Jamieson	E Millar	Sims, F
Borders	Ehrhart	Jenkins	Mills	Smith, L
Bridges	England	Jennings	Morgan	Smith, P
Brooks	Everson	Johnson	Morris	Smith, R
Bruce	Fleming	Jones, S	Mosley	Smith, T
Bryant	Floyd, J	Keen	Murphy, J	E Smith, V
Buckner, D	Forster	Keown	Murphy, Q	Smyre
Burkhalter	Franklin	Kidd	Neal	Stephens
Burmeister	Gardner	E Knight	Parham	Talton
Butler	Geisinger	Knox	Parrish	Teilhet
Byrd	Graves, D	Lakly	Parsons	Thomas, B
Carter	Graves, T	E Lane, B	Ralston	Walker
Casas	Greene	Lane, R	Randall	Wilkinson
Chambers	Hatfield	Lewis	Reece, S	Williams, A
Channell	Heard, J	Lindsey	E Reese	Williams, E
Cheokas	Heard, K	Lord	Rice	Williams, R
Coan	Hembree	Loudermilk	E Rogers	Yates
Cole	E Henson	Lucas	Royal	Richardson,
Coleman, B				Speaker

The following members were off the floor of the House when the roll was called:

Representatives Beasley-Teague of the 65th, Benfield of the 85th, Bordeaux of the 162nd, Brown of the 69th, Buckner of the 76th, Burns of the 157th, Coleman of the 144th, Crawford of the 127th, Dean of the 59th, Dollar of the 45th, Dukes of the 150th, Epps of the 128th, Floyd of the 99th, Fludd of the 66th, Freeman of the 140th, Golick of the 34th, Hanner of the 148th, Harbin of the 118th, Hill of the 180th, Howard of the 121st, Hudson of the 124th, Jordan of the 77th, Lunsford of the 110th, Mangham of the 94th, Marin of the 96th, McCall of the 30th, Mosby of the 90th, Mumford of the 95th, Orrock of the 58th, Powell of the 29th, Ray of the 136th, Reece of the 11th, Roberts of the 154th, Sailor of the 93rd, Sims of the 169th, Sinkfield of the 60th, Smith of the 113th, Stanley-Turner of the 53rd, Stephenson of the 92nd, Thomas of the 55th, Tumlin of the 38th, Warren of the 122nd, Watson of the 91st, and Wix of the 33rd.

They wish to be recorded as present.

Prayer was offered by Pastor Leon Washington, Evergreen Missionary Baptist Church, Kingsland, Georgia.

The members pledged allegiance to the flag.

Representative Heard of the 104th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

By unanimous consent, the following was established as the order of business during the first part of the period of unanimous consents:

1. Introduction of Bills and Resolutions.
2. First reading and reference of House Bills and Resolutions.
3. Second reading of Bills and Resolutions.
4. Reports of Standing Committees.
5. Third reading and passage of Local uncontested Bills.
6. First reading and reference of Senate Bills and Resolutions.

The Speaker Pro Tem assumed the Chair.

By unanimous consent, the following Bills and Resolutions of the House were introduced, read the first time and referred to the Committees:

HB 1446. By Representatives Butler of the 18th, Burmeister of the 119th, Randall of the 138th and Bearden of the 68th:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to enact the "Contact Lens Consumer Protection Act"; to provide a short title; to provide a statement of policy; to define certain terms; to prohibit certain sales practices; to provide

for penalties and enforcement; to provide for related editorial revisions; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 1447. By Representatives Benton of the 31st, Meadows of the 5th, Bearden of the 68th, Smith of the 13th and England of the 108th:

A BILL to be entitled an Act to amend Code Section 7-1-1013 of the Official Code of Georgia Annotated, relating to the prohibition of certain acts by persons transacting a mortgage business, so as to prohibit the act of extending a loan to a person whom the broker or lender knows or should know to be in this country illegally; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banks & Banking.

HB 1448. By Representative Bridges of the 10th:

A BILL to be entitled an Act to amend an Act reincorporating and providing a new charter for the City of Baldwin, approved March 28, 1986, (Ga. L. 1986, p. 5578), as amended, so as to change and extend the corporate limits of such city; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Planning & Community Affairs - Local.

HB 1449. By Representative Bridges of the 10th:

A BILL to be entitled an Act to amend an Act providing for the election of the members of the board of education of Habersham County, approved March 5, 1976 (Ga. L. 1976, p. 2708), as amended, so as to change certain provisions regarding the compensation of the members of such board; to provide for the specific repeal of an amendatory Act thereto, an Act approved May 6, 2005 (Ga. L. 2005, p. 3969); to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Planning & Community Affairs - Local.

HB 1450. By Representative Bridges of the 10th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Demorest ad valorem taxes for municipal purposes in the amount of \$20,000.00 of the assessed value of the homestead for residents of that city

who are 65 years of age or over; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Planning & Community Affairs - Local.

HB 1453. By Representatives McCall of the 30th, Lakly of the 72nd, Cole of the 125th, Jenkins of the 8th and Benfield of the 85th:

A BILL to be entitled an Act to amend Code Section 12-8-40.2 of the Official Code of Georgia Annotated, relating to yard trimming disposal restrictions, so as to provide certain exemptions from such restrictions at certain times and for certain cities, counties, and solid waste authorities; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

HB 1457. By Representatives Cox of the 102nd, Casas of the 103rd, Everson of the 106th, Rice of the 51st, Floyd of the 99th and others:

A BILL to be entitled an Act to amend an Act to continue and re-create the State Court of Gwinnett County, approved March 23, 1977 (Ga. L. 1977, p. 3331), as amended, so as to change the terms of court; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Planning & Community Affairs - Local.

HB 1464. By Representatives Gardner of the 57th, Manning of the 32nd, Brown of the 69th, Ashe of the 56th and Oliver of the 83rd:

A BILL to be entitled an Act to amend Chapter 5 of Title 49 of the O.C.G.A., relating to programs and protection for children and youth, so as to enact the "PeachCare for All Kids Act"; to repeal the "PeachCare for Kids Act"; to provide for a short title; to provide for definitions; to provide for the creation of the PeachCare for All Kids health care insurance plan; to provide for eligibility, health care services, and payment of premiums and copayments; to provide for accessing federal matching funds; to provide for health care provider enrollment; to provide for rules and regulations; to provide for construction; to provide for a study of adequacy of provider payments; to provide for an annual report; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 1465. By Representatives Freeman of the 140th, Ralston of the 7th, Fleming of the 117th, May of the 111th, Keown of the 173rd and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 16 of the Official Code of Georgia Annotated, relating to sexual offenses, so as to provide a forfeiture procedure for motor vehicles used in the commission of or attempted commission of certain sexual offenses against victims under 14 years of age; to provide for a cross-reference; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 1466. By Representatives Lunsford of the 110th, Forster of the 3rd, Yates of the 73rd and Knight of the 126th:

A BILL to be entitled an Act to amend Part 4 of Article 2 of Chapter 5 of Title 46 of the O.C.G.A., relating to the emergency telephone number 9-1-1 system, so as to define certain terms; to provide for a 9-1-1 surcharge on prepaid wireless service subscriptions; to provide for the collection of such surcharge and the deposit of the same into the state treasury; to provide for the Emergency 9-1-1 Assistance Fund; to provide a statement of intent vis-a-vis the appropriation of funds; to provide for the lapse of unexpended amounts; to provide for administration of the fund by the Department of Community Affairs; to provide for assistance grants to local governments operating or implementing emergency 9-1-1 systems; to provide for the Emergency 9-1-1 Assistance Fund Committee; to provide for membership, appointment, and terms; to provide that such committee shall make decisions relating to awarding assistance grants; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Utilities & Telecommunications.

HB 1467. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Code Section 34-9-2 of the Official Code of Georgia Annotated, relating to applicability of chapter regarding workers' compensation to employers and employees generally, so as to provide an exclusion for employers whose employees are engaged in maritime employment as defined under the federal Longshore and Harbor

Workers' Compensation Act or eligible for compensation thereunder; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Industrial Relations.

HB 1468. By Representative Sims of the 169th:

A BILL to be entitled an Act to amend Chapter 1 of Title 2 of the Official Code of Georgia Annotated, relating to general provisions relative to agriculture, so as to provide that vermiculture shall be considered a branch of the agricultural industry; to define a term; to provide legislative findings and declarations; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

HB 1469. By Representative Sims of the 169th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Willacoochee, approved December 22, 1953 (Ga. L. 1953, Nov.-Dec. Sess., p. 3039), as amended, so as to authorize the mayor and aldermen to impose a gross receipts tax; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Planning & Community Affairs - Local.

HB 1470. By Representatives Jones of the 46th and Burkhalter of the 50th:

A BILL to be entitled an Act to incorporate the City of Milton in Fulton County, Georgia; to provide a charter for the City of Milton; to provide for incorporation, boundaries, and powers of the city; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, qualifications, prohibitions, and removal from office relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances and codes; to provide for the offices of mayor and city manager and certain duties and powers relative to those offices; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city attorney, a city clerk, a city treasurer, and other personnel; to provide for rules and regulations; to provide for a municipal court and the judge or judges thereof; to provide for practices and procedures; to provide for severability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Governmental Affairs.

HR 1534. By Representative Hembree of the 67th:

A RESOLUTION celebrating the life of Tom Kilgore and naming the Tom Kilgore Memorial Bridge in his honor; and for other purposes.

Referred to the Committee on Transportation.

HR 1537. By Representative Jones of the 44th:

A RESOLUTION creating the House Study Committee on Rail Crossing Safety; and for other purposes.

Referred to the Committee on Transportation.

HR 1538. By Representatives Heard of the 104th, Mumford of the 95th, Ralston of the 7th and Mangham of the 94th:

A RESOLUTION urging the Georgia Public Safety Training Center, as well as other law enforcement training academies and facilities throughout the State of Georgia, to modify their existing training programs which directly or peripherally deal with approved training curriculums to integrate into those curriculums federal and state laws with respect to the handling of crimes and reporting procedures associated with child custody disputes; and for other purposes.

Referred to the Committee on Public Safety.

HR 1551. By Representatives Stephens of the 164th, Smith of the 70th, Hill of the 180th, Lane of the 158th and Burns of the 157th:

A RESOLUTION creating the Joint Comprehensive Water Desalination Study Committee; and for other purposes.

Referred to the Committee on Natural Resources & Environment.

By unanimous consent, the rules were suspended in order that the following Resolution of the House could be introduced, read the first time and referred to the Committee:

HR 1564. By Representatives Dollar of the 45th and Rice of the 51st:

A RESOLUTION proposing an amendment to the Constitution so as to authorize the General Assembly to provide for special motor vehicle license plates and dedicate the revenue from such plates for stated purposes, including dedications for the ultimate use of agencies, funds, or nonprofit corporations where it is found that there will be a benefit to the state; to provide for related matters; to provide for submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Motor Vehicles.

By unanimous consent, the following Bills and Resolutions of the House and Senate were read the second time:

HB 1424	HB 1455
HB 1425	HB 1456
HB 1426	HB 1458
HB 1427	HB 1459
HB 1428	HB 1460
HB 1429	HB 1461
HB 1430	HB 1462
HB 1431	HB 1463
HB 1432	HR 1491
HB 1433	HR 1492
HB 1434	HR 1493
HB 1435	HR 1535
HB 1436	HR 1548
HB 1437	HR 1549
HB 1438	HR 1550
HB 1439	SB 244
HB 1440	SB 288
HB 1441	SB 424
HB 1442	SB 462
HB 1443	SB 474
HB 1444	SB 486
HB 1445	SB 525
HB 1451	SB 545
HB 1452	SR 639
HB 1454	SR 864

Representative McCall of the 30th District, Chairman of the Committee on Agriculture and Consumer Affairs, submitted the following report:

Mr. Speaker:

Your Committee on Agriculture and Consumer Affairs has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 1404 Do Pass

Respectfully submitted,
/s/ McCall of the 30th
Chairman

Representative Harbin of the 118th District, Chairman of the Committee on Appropriations, submitted the following report:

Mr. Speaker:

Your Committee on Appropriations has had under consideration the following Bills and Resolution of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1164 Do Pass
HB 1373 Do Pass
HR 1094 Do Pass

Respectfully submitted,
/s/ Harbin of the 118th
Chairman

Representative Lane of the 158th District, Chairman of the Committee on Game, Fish and Parks, submitted the following report:

Mr. Speaker:

Your Committee on Game, Fish and Parks has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 1285 No Recommendation

Respectfully submitted,
/s/ Lane of the 158th
Chairman

Representative Scott of the 153rd District, Chairman of the Committee on Governmental Affairs, submitted the following report:

Mr. Speaker:

Your Committee on Governmental Affairs has had under consideration the following Bills and Resolution of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1100	Do Pass	HB 1306	Do Pass, by Substitute
HB 1245	Do Pass, by Substitute	HB 1319	Do Pass
HB 1246	Do Pass	HR 386	Do Pass
HB 1286	Do Pass		

Respectfully submitted,
/s/ Scott of the 153rd
Chairman

Representative Cooper of the 41st District, Chairman of the Committee on Health and Human Services, submitted the following report:

Mr. Speaker:

Your Committee on Health and Human Services has had under consideration the following Bills and Resolution of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1092	Do Pass, by Substitute	HB 1224	Do Pass, by Substitute
HB 1223	Do Pass	HR 1232	Do Pass

Respectfully submitted,
/s/ Cooper of the 41st
Chairman

Representative Walker of the 107th District, Chairman of the Committee on Human Relations and Aging, submitted the following report:

Mr. Speaker:

Your Committee on Human Relations and Aging has had under consideration the following Bill and Resolutions of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1364	Do Pass
HR 513	Do Pass
HR 1345	Do Pass

Respectfully submitted,
/s/ Walker of the 107th
Chairman

Representative Willard of the 49th District, Chairman of the Committee on Judiciary, submitted the following report:

Mr. Speaker:

Your Committee on Judiciary has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1105 Do Pass, by Substitute
HB 1243 Do Pass, by Substitute

Respectfully submitted,
/s/ Willard of the 49th
Chairman

Representative Ralston of the 7th District, Chairman of the Committee on Judiciary Non-Civil, submitted the following report:

Mr. Speaker:

Your Committee on Judiciary Non-Civil has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1044 Do Pass
HB 1094 Do Pass
HB 1275 Do Pass, by Substitute

Respectfully submitted,
/s/ Ralston of the 7th
Chairman

The following Resolutions of the House, referred to the House Rules Subcommittee on Invites, were reported by the Committee on Rules with the following recommendations:

HR 1122	Do Pass	HR 1427	Do Pass
HR 1366	Do Pass	HR 1490	Do Pass

Representative Smith of the 168th District, Chairman of the Committee on State Planning and Community Affairs, submitted the following report:

Mr. Speaker:

Your Committee on State Planning and Community Affairs - Local Legislation has had under consideration the following Bills of the Senate and has instructed me to report the same back to the House with the following recommendations:

SB 138	Do Pass, by Substitute
SB 496	Do Pass
SB 497	Do Pass

Respectfully submitted,
/s/ Smith of the 168th
Chairman

Representative O'Neal of the 146th District, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. Speaker:

Your Committee on Ways and Means has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1012	Do Pass, by Substitute	HB 1294	Do Pass
HB 1018	Do Pass, by Substitute	HB 1310	Do Pass, by Substitute
HB 1083	Do Pass, by Substitute		

Respectfully submitted,
/s/ O'Neal of the 146th
Chairman

The following report of the Committee on Rules was read and adopted:

HOUSE RULES CALENDAR
TUESDAY, FEBRUARY 28, 2006

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 24th Legislative Day as enumerated below:

DEBATE CALENDAR

Open Rule

- HB 343 Valdosta State University's Peach State Summer Theatre; designate official musical theatre
- HB 1126 Correctional officers; insurance benefits; provide exemption
- HB 1217 Disabled persons; parking permits; provide
- HB 1304 Life insurance; proceeds; provisions
- HR 84 Valdosta State University's Peach State Summer Theatre; designate official musical theatre
- HR 1395 Wiley T. Nixon Capitol Post Office; name

Modified Open Rule

- HB 513 Drivers' licenses; certain records; furnish to Georgia Bureau of Investigation

Modified Structured Rule

None

Structured Rule

- HB 1219 Sales and use tax exemption; certain school supplies; energy efficient products; provide
- HB 1272 Sales and use tax exemption; nonprofit volunteer health clinics; provide

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
/s/ Ehrhart of the 36th
Chairman

By unanimous consent, the following Bills of the Senate were taken up for consideration and read the third time:

- SB 138. By Senators Stoner of the 6th, Rogers of the 21st, Hill of the 32nd and Wiles of the 37th:

A BILL to be entitled an Act to amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497),

as amended, particularly by an Act approved March 28, 1986 (Ga. L. 1986, p. 5296), an Act approved March 30, 1989 (Ga. L. 1989, p. 4711), and an Act approved April 5, 1995 (Ga. L. 1995, p. 4121), so as to change the membership, vacancy, and quorum provisions regarding the authority; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497), as amended, particularly by an Act approved March 28, 1986 (Ga. L. 1986, p. 5296), an Act approved March 30, 1989 (Ga. L. 1989, p. 4711), and an Act approved April 5, 1995 (Ga. L. 1995, p. 4121), so as to change the membership, vacancy, and quorum provisions regarding the authority; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497), as amended, particularly by an Act approved March 28, 1986 (Ga. L. 1986, p. 5296), an Act approved March 30, 1989 (Ga. L. 1989, p. 4711), and an Act approved April 5, 1995 (Ga. L. 1995, p. 4121), is amended by striking subsections (b), (c), and (d) of Section 2 thereof and inserting in their respective places the following:

"(b) The authority shall consist of seven members who shall be determined and selected as follows:

(1) One member shall be the chairperson of the Board of Commissioners of Cobb County, Georgia;

(2) One member shall be selected by the governing authority of the City of Marietta, Georgia;

(3) One member shall be selected by the governing authority of the City of Smyrna;

(4) One member shall be the chairperson of the Board of Commissioners of Paulding County;

(5) Three members shall be selected by a caucus consisting of all members of the General Assembly whose districts are wholly or partially within Cobb County. The three members so selected by the caucus shall include one member from Cobb Commission District 1 or 4, excluding residents of Marietta and Smyrna; one member from Cobb Commission District 2 or 3, excluding residents of Marietta and Smyrna; and one member from unincorporated Cobb County.

(c) The term of office of the chairperson of the Board of Commissioners of Cobb County as a member of the authority and the term of office of the chairperson of the Board of Commissioners of Paulding County as a member of the authority shall be

concurrent with their terms of office as chairpersons except that the term of office of the chairperson of the Board of Commissioners of Paulding County shall begin on August 15, 2006. The member of the authority appointed by the governing authority of Marietta serving on the effective date of this subsection shall serve until August 14, 2008, and until his or her successor is appointed and qualified. The member of the authority appointed by the governing authority of Smyrna shall begin serving on August 15, 2006, and shall serve until August 14, 2008, or until his or her successor is appointed and qualified. Thereafter, both the member of the authority appointed by Marietta and the member of the authority appointed by Smyrna shall serve for terms of four years and until their successors are appointed and qualified and shall assume office on August 15 following the expiration of the prior members' terms. The four members of the authority appointed by the members of the General Assembly from Cobb County serving on the effective date of this subsection shall serve until August 14, 2006, and until their successors are appointed and qualified. Thereafter, the members of the authority appointed by the members of the General Assembly from Cobb County shall serve for terms of four years and until their successors are appointed and qualified and shall assume office on August 15 following the expiration of the prior members' terms. The member of the authority appointed by the City of Acworth, Georgia, serving on the effective date of this subsection shall serve until August 14, 2006, and until the member of the authority appointed by the governing authority of Smyrna is appointed and qualified.

(d) The authority shall elect one of its members as chairperson and another as vice chairperson. The authority may also select a secretary and treasurer who need not necessarily be members of the authority. Except as otherwise provided in subsection (c) of this section, five members of the authority shall constitute a quorum. No vacancy on the authority shall impair the right of the quorum to exercise all the rights and perform all the duties of the authority."

SECTION 2.

Said Act is further amended by striking subsection (a) of Section 2A thereof and inserting in its place the following:

"(a) In the event of a vacancy in the membership of the authority by reason of death, resignation, or disability, said vacancy shall be filled by the governing authority, chairperson of the governing authority or the chairperson's designee, or caucus which originally selected the vacating member in question."

SECTION 3.

This Act shall become effective on July 1, 2006.

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

SB 496. By Senator Chapman of the 3rd:

A BILL to be entitled an Act to provide for a homestead exemption from Camden County ad valorem taxes for county purposes in an amount equal to the amount by which the current year assessed value of that homestead exceeds the base year assessed value of that homestead; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to allow such exemption to continue to be received by a child or unremarried surviving spouse of a deceased individual; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

SB 497. By Senator Chapman of the 3rd:

A BILL to be entitled an Act to provide for a homestead exemption from Camden County School District ad valorem taxes for educational purposes in an amount equal to the amount by which the current year assessed value of that homestead exceeds the base year assessed value of that homestead; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to allow such exemption to continue to be received by a child or unremarried surviving spouse of a deceased individual; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

By unanimous consent, the following roll call vote was made applicable to the previously read Bills.

On the passage of the Bills, the roll call was ordered and the vote was as follows:

Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Holmes	Y Maxwell	E Scheid
E Anderson	Y Davis	Y Holt	Y May	Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	E McClinton	Y Setzler

Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Beasley-Teague	Dollar	Y Hugley	Y Mills	Sims, C
Y Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Morgan	Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Forster	Y Keen	Y O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Mangham	Y Rogers	Wix
Y Cooper	E Henson	Manning	Y Royal	Y Yates
Y Cox	Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bills, the ayes were 126, nays 0.

The Bills, having received the requisite constitutional majority, were passed.

Representatives Dukes of the 150th, Mangham of the 94th, and Mitchell of the 88th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

Representative Keen of the 179th moved that the House reconsider its action in failing to give the requisite constitutional majority to the following Bill of the House:

HB 1195. By Representatives Willard of the 49th, Tumlin of the 38th, Wilkinson of the 52nd, Geisinger of the 48th, Lindsey of the 54th and others:

A BILL to be entitled an Act to amend Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to the "Georgia Civil Practice Act," so as to require complaints to be accompanied in filing with the civil case filing

form; to require judgments to be accompanied in filing with the civil case disposition form; to change certain provisions relating to commencement of actions; to change certain provisions relating to entry of judgment; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

On the motion, the roll call was ordered and the vote was as follows:

Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Holmes	Y Maxwell	E Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	E McClinton	Y Setzler
Barnes	Y Dickson	Howard, E	Y Meadows	Shaw
Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Y Morgan	Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Fludd	Y Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Forster	Y Keen	O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Reece, B	Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Mangham	Y Rogers	Y Wix
Cooper	E Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 131, nays 0.

The motion prevailed.

Representatives Dukes of the 150th, Mangham of the 94th, Mitchell of the 88th, and Wilkinson of the 52nd stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bills of the Senate:

SB 229. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to gambling offenses, so as to change certain provisions relating to dogfighting; to prohibit animal fighting or baiting and related conduct; to provide for punishments; to define certain terms; to provide a short title; to provide legislative findings and declarations; repeal conflicting laws; and for other purposes.

SB 316. By Senators Chance of the 16th, Carter of the 13th, Stephens of the 27th, Schaefer of the 50th, Douglas of the 17th and others:

A BILL to be entitled an Act to amend Part 2 of Article 3 of Chapter 12 of Title 16 of the O.C.G.A., relating to crimes involving obscenity and related matters and minors, so as to change provisions relating to the crime of electronically furnishing obscene material to minors; to provide that a person commits this crime if such person furnishes to an individual whom the person knows or should have known is a minor any product which contains or reveals or gives access to any user name, log-in code, password, number, or other information which enables a person to access one or more Internet sites containing certain material which is harmful to minors in that it appeals to and incites prurient interest; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

SB 445. By Senators Mullis of the 53rd, Tolleson of the 20th, Rogers of the 21st, Bulloch of the 11th, Schaefer of the 50th and others:

A BILL to be entitled an Act to amend an Act creating the Civil War Commission, approved April 28, 1993 (Ga. L. 1993, p. 1952), so as to make certain editorial changes; to change the administrative assignment of the

commission and the facilitating state department from the Department of Natural Resources to the Department of Economic Development; to codify certain provisions of said Act, as amended, in Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development; to repeal conflicting laws; and for other purposes.

SB 455. By Senators Shafer of the 48th and Wiles of the 37th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 16 of the O.C.G.A., relating to invasions of privacy, so as to define certain terms; to provide that it shall be illegal for a customer proprietary network information broker to obtain or release certain customer information; to provide for penalties; to provide for exceptions; to amend Code Section 43-38-11 of the O.C.G.A., relating to denial, revocation, or sanction of licenses and registrations, action by the Georgia Board of Private Detective and Security Agencies, and judicial review, so as to provide that it shall be grounds for such board to deny or revoke a license if the applicant has obtained certain customer information; to amend Chapter 5 of Title 46 of the O.C.G.A., relating to telephone and telegraph service, so as to define certain terms; to provide that no telecommunications company may release certain customer information; to provide for rules and regulations; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 472. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, so as to revise and change the employees' suggestion and award program; to provide for the meritorious award program; to provide for definitions; to provide for establishment and implementation; to provide for powers, duties, and authority of the state personnel board and the commissioner of personnel administration; to provide for agency committees; to provide for awards; to provide for applicability and nonapplicability of certain retirement benefit provisions with respect to such awards; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 481. By Senators Stephens of the 27th, Douglas of the 17th, Whitehead, Sr. of the 24th, Schaefer of the 50th, Staton of the 18th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to administration and enforcement of the chapter concerning the registration and licensing of motor vehicles, so as to permit military personnel whose vehicles are registered in

Georgia and have Georgia license plates who are stationed in other states as part of their military assignments and duties to meet their obligations concerning minimum motor vehicle liability insurance through the purchase of certain insurance in such other states; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 502. By Senators Hamrick of the 30th, Carter of the 13th, Smith of the 52nd, Hill of the 32nd and Wiles of the 37th:

A BILL to be entitled an Act to provide a comprehensive revision, modernization, and reform of the laws of this state relating to operating motor vehicles while under the influence of alcohol, drugs, or other substances; to amend Title 40 of the O.C.G.A., relating to motor vehicles and traffic, so as to provide legislative intent; to prohibit the operation of motor vehicles in this state while under the influence of alcohol, drugs, or other substances; to provide for implied consent to chemical testing; to provide definitions; to provide for chemical testing of persons suspected of driving under the influence of alcohol, drugs, or other substances; to provide for the procedures to obtain and perform such tests; to provide for the administration of certain warnings with regard to such tests; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 530. By Senators Weber of the 40th and Seabaugh of the 28th:

A BILL to be entitled an Act to amend Code Section 44-14-361 of the Official Code of Georgia Annotated, relating to creation and attachment of liens in favor of mechanics and materialmen, so as to change certain provisions relating to such liens, the conditions under which they attach, the property to which they attach, and the value for which they are created; to provide for other related matters; to repeal conflicting laws; and for other purposes.

SB 547. By Senators Seabaugh of the 28th, Cagle of the 49th, Johnson of the 1st, Williams of the 19th and Stephens of the 27th:

A BILL to be entitled an Act to amend Chapter 39A of Title 43 of the Official Code of Georgia Annotated, relating to real estate appraisers, so as to provide for the recusal of board members when a conflict of interest exists; to provide for circumstances for removal of board members; to provide standards for offering education courses on appraising; to provide for certain conditions for the investigation of appraisers; to repeal conflicting laws; and for other purposes.

The Senate has adopted by the requisite constitutional majority the following resolution of the Senate:

SR 963. By Senators Bulloch of the 11th and Tolleson of the 20th:

A RESOLUTION commending the Georgia peanut industry and recognizing March 8, 2006, as Peanut Butter and Jelly Day at the Capitol; and for other purposes.

The Senate has agreed to the House substitute to the following bill of the Senate:

SB 390. By Senators Chance of the 16th, Moody of the 56th, Carter of the 13th, Unterman of the 45th, Staton of the 18th and others:

A BILL to be entitled an Act to amend Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing for quality basic education, so as to require local school systems to spend a minimum amount of operating funds on direct classroom expenditures; to provide a short title; to provide for definitions; to provide for incremental compliance; to provide for a one-year waiver to compliance; to provide for sanctions for noncompliance; to provide for the submission of budget and expenditure information; to provide for rules and regulations; to change certain provisions relating to expenditure controls for fiscal years 2007 and 2008; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate has passed by the requisite constitutional majority the following bills of the House:

HB 1324. By Representatives Fleming of the 117th, Burmeister of the 119th and Harbin of the 118th:

A BILL to be entitled an Act to repeal an Act creating a Small Claims Court in and for Columbia County, approved February 28, 1973 (Ga. L. 1973, p. 2032); to repeal conflicting laws; and for other purposes.

HB 1328. By Representatives Fleming of the 117th, Burmeister of the 119th and Harbin of the 118th:

A BILL to be entitled an Act to amend an Act creating the Magistrate Court of Columbia County, approved May 6, 2005 (Ga. L. 2005, p. 3959), so as to change the educational requirements for magistrates; to repeal conflicting laws; and for other purposes.

By unanimous consent, the following Bills of the Senate were read the first time and referred to the Committees:

SB 229. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to gambling offenses, so as to change certain provisions relating to dogfighting; to prohibit animal fighting or baiting and related conduct; to provide for punishments; to define certain terms; to provide a short title; to provide legislative findings and declarations; repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 316. By Senators Chance of the 16th, Carter of the 13th, Stephens of the 27th, Schaefer of the 50th, Douglas of the 17th and others:

A BILL to be entitled an Act to amend Part 2 of Article 3 of Chapter 12 of Title 16 of the O.C.G.A., relating to crimes involving obscenity and related matters and minors, so as to change provisions relating to the crime of electronically furnishing obscene material to minors; to provide that a person commits this crime if such person furnishes to an individual whom the person knows or should have known is a minor any product which contains or reveals or gives access to any user name, log-in code, password, number, or other information which enables a person to access one or more Internet sites containing certain material which is harmful to minors in that it appeals to and incites prurient interest; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 445. By Senators Mullis of the 53rd, Tolleson of the 20th, Rogers of the 21st, Bulloch of the 11th, Schaefer of the 50th and others:

A BILL to be entitled an Act to amend an Act creating the Civil War Commission, approved April 28, 1993 (Ga. L. 1993, p. 1952), so as to make certain editorial changes; to change the administrative assignment of the commission and the facilitating state department from the Department of Natural Resources to the Department of Economic Development; to codify certain provisions of said Act, as amended, in Chapter 7 of Title 50 of the

Official Code of Georgia Annotated, relating to the Department of Economic Development; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination.

SB 455. By Senators Shafer of the 48th and Wiles of the 37th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 16 of the O.C.G.A., relating to invasions of privacy, so as to define certain terms; to provide that it shall be illegal for a customer proprietary network information broker to obtain or release certain customer information; to provide for penalties; to provide for exceptions; to amend Code Section 43-38-11 of the O.C.G.A., relating to denial, revocation, or sanction of licenses and registrations, action by the Georgia Board of Private Detective and Security Agencies, and judicial review, so as to provide that it shall be grounds for such board to deny or revoke a license if the applicant has obtained certain customer information; to amend Chapter 5 of Title 46 of the O.C.G.A., relating to telephone and telegraph service, so as to define certain terms; to provide that no telecommunications company may release certain customer information; to provide for rules and regulations; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 472. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, so as to revise and change the employees' suggestion and award program; to provide for the meritorious award program; to provide for definitions; to provide for establishment and implementation; to provide for powers, duties, and authority of the state personnel board and the commissioner of personnel administration; to provide for agency committees; to provide for awards; to provide for applicability and nonapplicability of certain retirement benefit provisions with respect to such awards; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination.

SB 481. By Senators Stephens of the 27th, Douglas of the 17th, Whitehead, Sr. of the 24th, Schaefer of the 50th, Staton of the 18th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to administration and enforcement of the chapter concerning the registration and licensing of motor vehicles, so as to permit military personnel whose vehicles are registered in Georgia and have Georgia license plates who are stationed in other states as part of their military assignments and duties to meet their obligations concerning minimum motor vehicle liability insurance through the purchase of certain insurance in such other states; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Motor Vehicles.

SB 502. By Senators Hamrick of the 30th, Carter of the 13th, Smith of the 52nd, Hill of the 32nd and Wiles of the 37th:

A BILL to be entitled an Act to provide a comprehensive revision, modernization, and reform of the laws of this state relating to operating motor vehicles while under the influence of alcohol, drugs, or other substances; to amend Title 40 of the O.C.G.A., relating to motor vehicles and traffic, so as to provide legislative intent; to prohibit the operation of motor vehicles in this state while under the influence of alcohol, drugs, or other substances; to provide for implied consent to chemical testing; to provide definitions; to provide for chemical testing of persons suspected of driving under the influence of alcohol, drugs, or other substances; to provide for the procedures to obtain and perform such tests; to provide for the administration of certain warnings with regard to such tests; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 530. By Senators Weber of the 40th and Seabaugh of the 28th:

A BILL to be entitled an Act to amend Code Section 44-14-361 of the Official Code of Georgia Annotated, relating to creation and attachment of liens in favor of mechanics and materialmen, so as to change certain provisions relating to such liens, the conditions under which they attach, the property to which they attach, and the value for which they are created; to provide for other related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

- SB 547. By Senators Seabaugh of the 28th, Cagle of the 49th, Johnson of the 1st, Williams of the 19th and Stephens of the 27th:

A BILL to be entitled an Act to amend Chapter 39A of Title 43 of the Official Code of Georgia Annotated, relating to real estate appraisers, so as to provide for the recusal of board members when a conflict of interest exists; to provide for circumstances for removal of board members; to provide standards for offering education courses on appraising; to provide for certain conditions for the investigation of appraisers; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

The following members were recognized during the period of Morning Orders and addressed the House:

O'Neal of the 146th, Williams of the 89th, Jones of the 44th, Maxwell of the 17th, Parsons of the 42nd, Mangham of the 94th, and Walker of the 107th.

The Speaker assumed the Chair.

The following Resolutions of the House, favorably reported by the Committee on Rules, were read and adopted:

- HR 1122. By Representatives Lucas of the 139th, Coleman of the 144th, Randall of the 138th, Channell of the 116th, Cole of the 125th and others:

A RESOLUTION commending Dr. R. Kirby Godsey, President and CEO of Mercer University, and inviting him to appear before the House of Representatives; and for other purposes.

- HR 1366. By Representatives Byrd of the 20th, Wilkinson of the 52nd, Reece of the 27th, Horne of the 71st, England of the 108th and others:

A RESOLUTION commending Miss Monica Pang on placing as first runner-up in the Miss America Pageant, recognizing "Monica Pang Day," and inviting Miss Pang to appear before the House of Representatives; and for other purposes.

- HR 1427. By Representatives Lucas of the 139th, Graves of the 137th, Randall of the 138th, Ray of the 136th, Freeman of the 140th and others:

A RESOLUTION welcoming citizens and public officials from Macon and Bibb County, recognizing the 2006 Cherry Blossom Festival, and inviting the mayor of the City of Macon, the chairperson of the Board of Commissioners of Bibb County, the chairperson of the Keep Macon-Bibb Beautiful Commission, and representatives from the International Cherry Blossom Festival to appear before this body; and for other purposes.

HR 1490. By Representatives Hill of the 180th, Lane of the 167th, Williams of the 165th and Brooks of the 63rd:

A RESOLUTION commending Pastor Leon Washington and inviting him to appear before the House of Representatives; and for other purposes.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 1553. By Representative Reese of the 98th:

A RESOLUTION commending Matt Dettmering, Jeff Dillard, Arthur Page, Thomas Sellers, and Vincent Washington for saving the life of Kenny Edwards; inviting Kenny Edwards to appear before the House of Representatives; and for other purposes.

HR 1554. By Representatives Mumford of the 95th and Reese of the 98th:

A RESOLUTION commending Vincent Washington for his role in saving the life of Kenny Edwards and inviting him to appear before the House of Representatives; and for other purposes.

HR 1557. By Representatives Bordeaux of the 162nd, Jackson of the 161st, Stephens of the 164th, Carter of the 159th and Bryant of the 160th:

A RESOLUTION recognizing and honoring the St. Patrick's Day Parade Committee and its officers and the Grand Marshal of the 2006 St. Patrick's Day Parade, Anthony Ryan, and inviting them to appear before the House of Representatives; and for other purposes.

The following Resolution of the House, referred to the House Rules Subcommittee on Invites, was reported by the Committee on Rules with the following recommendation:

HR 1557 Do Pass

The following Resolution of the House, favorably reported by the Committee on Rules, was read and adopted:

HR 1557. By Representatives Bordeaux of the 162nd, Jackson of the 161st, Stephens of the 164th, Carter of the 159th and Bryant of the 160th:

A RESOLUTION recognizing and honoring the St. Patrick's Day Parade Committee and its officers and the Grand Marshal of the 2006 St. Patrick's Day Parade, Anthony Ryan, and inviting them to appear before the House of Representatives; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bills and Resolution of the House were taken up for consideration and read the third time:

HR 1395. By Representatives Loudermilk of the 14th, Richardson of the 19th, Keen of the 179th, Porter of the 143rd, Hugley of the 133rd and others

A RESOLUTION

Honoring the memory of Wiley T. Nixon and naming the Wiley T. Nixon Capitol Post Office in his honor; and for other purposes.

WHEREAS, the State of Georgia recently lost one of her most distinguished citizens and public servants with the passing of Wiley T. Nixon; and

WHEREAS, Mr. Nixon began a career of public service at the State Capitol in 1969 as a doorkeeper for the House of Representatives and rose to the position of Postmaster, supervising two post offices at the Capitol that deliver thousands of pieces of mail each day; and

WHEREAS, his devotion to duty was exemplary, his job performance was outstanding, and he was well known and respected for his wisdom and wit; and

WHEREAS, above all else, those who were privileged to know Mr. Nixon will remember him best for his kindness and generosity, as he was a man who loved people and never ceased striving to help others; and

WHEREAS, the General Assembly will be the poorer in his absence but was truly blessed by his presence during his 36 years of public service; and

WHEREAS, it is fitting that Mr. Nixon's contributions to the State of Georgia be recognized with an enduring memorial.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY THAT the Capitol Post Office adjacent to the House Chamber on the third floor of the State Capitol is hereby named the Wiley T. Nixon Capitol Post Office and the Legislative Fiscal Officer is authorized and directed to provide for the placement of an appropriate plaque and signage so designating said facility.

BE IT FURTHER RESOLVED that the Clerk of the House is authorized and directed to transmit an appropriate copy of this resolution to the family of the late Wiley T. Nixon.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to.

On the adoption of the Resolution, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	E McClinton	Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the adoption of the Resolution, the ayes were 163, nays 0.

The Resolution, having received the requisite constitutional majority, was adopted.

Representatives Mitchell of the 88th and Sims of the 169th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

HB 1304. By Representatives Knox of the 24th, Brown of the 69th and Meadows of the 5th:

A BILL to be entitled an Act to amend Title 33 of the O.C.G.A., relating to insurance, so as to provide that neither the cash surrender values nor the proceeds of life insurance policies and annuity contracts shall be liable to attachment, garnishment, or legal process in favor of any creditor of the person for whose use or benefit the policy or contract was executed; to provide that the proceeds of life insurance policies that are payable to the insured's estate or executor, administrator, or assign shall become a part of the insured's estate to be administered as all other estate assets; to provide for the discharge from liability for any insurer for payments in accordance with such provisions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that neither the cash surrender values nor the proceeds of life insurance policies and annuity contracts shall be liable to attachment, garnishment, or legal process in favor of any creditor of the person for whose use or benefit the policy or contract was executed; to provide that the proceeds of life insurance policies that are payable to the insured's estate or executor, administrator, or assign shall become a part of the insured's estate to be administered as all other estate assets; to provide for the discharge from liability for any insurer for payments in accordance with such provisions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by striking Code Section 33-25-11, relating to right of beneficiaries and assignees of

insurance policies to proceeds of life insurance policies, and inserting in lieu thereof a new Code Section 33-25-11 to read as follows:

"33-25-11.

~~(a) If a policy of life insurance is effected by any person on his own life or on another life in favor of a person other than himself or, except in cases of transfer with intent to defraud creditors, if a policy of life insurance is assigned or in any way made payable to any such person, the lawful beneficiary or assignee thereof, other than the insured or the person so effecting such insurance or executors or administrators of such insured or the person so effecting the insurance, shall be entitled to its proceeds and avails as against the creditors and representatives of the insured and of the person effecting the same, whether or not the right to change the beneficiary shall be reserved or permitted and whether or not the policy shall be made payable to the person whose life is insured if the beneficiary or assignee shall predecease such person~~ Whenever any person residing in the state shall die leaving insurance on his or her life, such insurance shall inure exclusively to the benefit of the person for whose use and benefit such insurance is designated in the policy, and the proceeds thereof shall be exempt from the claims of creditors of the insured unless the insurance policy or a valid assignment thereof provides otherwise. Notwithstanding the foregoing, whenever the insurance, by designation or otherwise, is payable to the insured or to the insured's estate or to his or her executors, administrators, or assigns, the insurance proceeds shall become a part of the insured's estate for all purposes and shall be administered by the personal representative of the estate of the insured in accordance with the probate laws of the state in like manner as other assets of the insured's estate.

~~(b) Subject to the statute of limitations, the amount of any premiums for said insurance paid with intent to defraud creditors with interest thereon shall inure to the benefit of creditors from the proceeds of the policy; but the insurer shall be discharged of all liability thereon by payment of its proceeds in accordance with its terms, unless before the payment the insurer shall have received written notice, by or in behalf of a creditor, of a claim to recover for transfer made or premiums paid with intent to defraud creditors, with specifications of the amount claimed~~ Payments as directed in this Code section shall, in every such case, discharge the insurer from any further liability under the policy, and the insurer shall in no event be responsible for, or be required to see to, the application of such payments.

~~(c) The cash surrender values of life insurance policies issued upon the lives of citizens or residents of this state, upon whatever form, shall not in any case be liable to attachment, garnishment, or legal process in favor of any creditor of the person whose life is so insured unless the insurance policy was effected for the benefit of such creditor or unless the purchase, sale, or transfer of the policy is made with the intent to defraud creditors."~~

SECTION 2.

Said title is further amended by striking Code Section 33-28-7, relating to right of beneficiaries and assignees to proceeds of annuity, reversionary annuity, and pure

endowment contracts as against creditors and representatives of persons effecting contracts, and inserting in lieu thereof a new Code Section 33-28-7 to read as follows:

"33-28-7.

~~If an annuity, reversionary annuity, or pure endowment contract shall be effected by any person, based on his own life or on another life, payable to a person other than himself, the lawful beneficiary or assignee of the contract, other than the person effecting the contract or his executors or administrators, shall be entitled to its proceeds and avails against the creditors and representatives of the person effecting the contract to the same extent and under the same conditions provided with reference to the proceeds and avails of insurance policies in Code Section 33-25-11. The proceeds of annuity, reversionary annuity, or pure endowment contracts issued to citizens or residents of this state, upon whatever form, shall not in any case be liable to attachment, garnishment, or legal process in favor of any creditor of the person who is the beneficiary of such annuity contract unless the annuity contract was effected for the benefit of such creditor or unless the purchase, sale, or transfer of the policy is made with the intent to defraud creditors."~~

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	E Scott, M
Y Barnard	Y Dean	Y Houston	E McClinton	Setzler
Y Barnes	Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	E Neal	Y Smyre

Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	N O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 157, nays 1.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representatives Beasley-Teague of the 65th, Benton of the 31st, and Mitchell of the 88th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

HB 513. By Representatives Scott of the 153rd and Day of the 163rd:

A BILL to be entitled an Act to amend Code Section 40-5-2 of the Official Code of Georgia Annotated, relating to keeping of records of applications for licenses and information on licensees and furnishing of information, so as to provide for furnishing of driver history information; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	E McClinton	Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw

Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Ray	Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, the ayes were 161, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

Representatives Burkhalter of the 50th and Mitchell of the 88th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

HB 1126. By Representative Barnard of the 166th:

A BILL to be entitled an Act to amend Code Section 45-18-10 of the Official Code of Georgia Annotated, relating to the right of continuation of insurance benefits for former state employees, so as to provide an exemption from the eight-year service requirement for correctional officers injured by inmate violence when five years or less from becoming eligible for medicare medical coverage; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Code Section 45-18-10 of the Official Code of Georgia Annotated, relating to the right of continuation of insurance benefits for former state employees, so as to provide an exemption from the eight-year service requirement for correctional officers injured by inmate violence when five years or less from becoming eligible for medicare medical coverage; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 45-18-10 of the Official Code of Georgia Annotated, relating to the right of continuation of insurance benefits for former state employees, is amended by adding a new subsection (c) to read as follows:

"(c) Any other provision of this article to the contrary notwithstanding, any employee who is injured by an act of inmate violence while he or she is employed as a correctional officer in a correctional facility in this state and is five years or less from becoming eligible for medicare medical coverage shall be exempt from the eight or more years of service requirement and shall be entitled to continue full coverage and participation, including coverage for his or her spouse and dependent children, in the health insurance plan upon the payment of the monthly premium fixed by the board for active state employees. The first monthly premium provided for in this subsection must be paid within 30 days following receipt of a notice of premium to be sent to such person by the commissioner. If such premium is not paid within such time limit, such insurance coverage shall be canceled and such person shall not again be eligible to participate in such plan."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	E McClinton	Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 163, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representatives Mitchell of the 88th and Thomas of the 55th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 1556. By Representative Butler of the 18th:

A RESOLUTION commending Arthur Page for his role in saving the life of Kenny Edwards and inviting him to appear before the House of Representatives; and for other purposes.

HR 1561. By Representatives Mangham of the 94th and Watson of the 91st:

A RESOLUTION commemorating the 150th anniversary of the founding of the City of Lithonia and inviting Honorable Darold Peter Honore', Jr., Mayor of Lithonia, to appear before the House of Representatives; and for other purposes.

HR 1562. By Representative Mangham of the 94th:

A RESOLUTION commending Mrs. Libby Mitchell for her service on the Lithonia City Council and inviting her to appear before the House of Representatives; and for other purposes.

HR 1563. By Representatives Mangham of the 94th and Watson of the 91st:

A RESOLUTION honoring the accomplishments of Annie Woodall, the Director of the Lithonia Senior Center, as she nears retirement, and inviting her to appear before the House of Representatives; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bills and Resolution of the House were taken up for consideration and read the third time:

HB 1219. By Representatives Smith of the 70th, Freeman of the 140th, Maddox of the 172nd, Morris of the 155th, Reese of the 98th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to provide for an exemption with respect to the sale of certain school supplies, clothing, footwear, computers, and computer related accessories for a limited period of time; to provide for an exemption from state sales and use tax only with respect to certain sales of certain energy efficient products for a limited period of time; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to provide for an exemption with respect to the sale of certain school supplies, clothing, footwear, computers, and computer related accessories for a limited period of time; to provide for an exemption from sales and use tax with respect to certain sales of certain energy efficient products for a limited period of time; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, is amended by striking subparagraph (A) of paragraph (75) and inserting in its place a new subparagraph (A), to read as follows:

"(75)(A) The sale of any covered item. The exemption provided by this paragraph shall apply only to sales occurring during a period commencing at 12:01 A.M. on July 28, 2005 August 3, 2006, and concluding at 12:00 Midnight on July 31, 2005 August 6, 2006."

SECTION 2.

Said Code section is further amended by striking subparagraphs (A), (B), and (D) of paragraph (82) and inserting in their place new subparagraphs (A), (B), and (D) to read as follows:

"(A) Purchase of energy efficient products with a sales price of \$1,500.00 or less per product purchased for noncommercial home or personal use. The exemption provided by this paragraph shall apply only to sales occurring during a period commencing at 12:01 A.M. on ~~October 6, 2005~~ August 3, 2006, and concluding at 12:00 Midnight on ~~October 9, 2005~~ August 6, 2006.

(B) For the purposes of this exemption, an energy efficient product is any energy efficient product for noncommercial home or personal use consisting of any dishwasher, clothes washer, air conditioner, ceiling fan, ~~incandescent or~~ fluorescent light bulb, dehumidifier, programmable thermostat, ~~or~~ refrigerator, door, or window, the energy efficiency of which has been designated by the United States Environmental Protection Agency and the United States Department of Energy as meeting or exceeding each such agency's energy saving efficiency requirements or which have been designated as meeting or exceeding such requirements under each such agency's Energy Star program."

~~"(D)(i) For the purposes of this paragraph, the term 'local sales and use tax' shall mean any sales tax, use tax, or local sales and use tax which is levied and imposed in an area consisting of less than the entire state, however authorized, including, but not limited to, such taxes authorized by or pursuant to constitutional amendment, by or pursuant to Section 25 of an Act approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965', by or pursuant to Article 2 of this chapter, by or pursuant to Article~~

~~2A of this chapter; by or pursuant to Part 1 of Article 3 of this chapter; by or pursuant to Part 2 of Article 3 of this chapter; by or pursuant to Article 4 of this chapter.~~

~~(ii) The exemption provided for in subparagraph (A) of this paragraph shall not apply to any local sales and use tax levied or imposed at any time. Reserved."~~

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	E McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Williams, A

Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 162, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representative Mitchell of the 88th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HB 1217. By Representatives Murphy of the 23rd, Rice of the 51st, Talton of the 145th, Maxwell of the 17th and Dollar of the 45th:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for parking permits for disabled persons; to provide for specifications for such parking permits; to require that the person with the disability be the operator of or a passenger in the vehicle when such permit is being used; to amend Part 2 of Article 10 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to the uniform rules of the road, so as to designate certain Code sections as reserved; to update cross-references; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	E McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L

Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Warren
Y Chambers	Y Hanner	Lindsey	Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, the ayes were 155, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

Due to a mechanical malfunction, the vote of Representative Lindsey of the 54th was not recorded on the preceding roll call. He wished to be recorded as voting "aye" thereon.

Representative Mitchell of the 88th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HB 1272. By Representatives Graves of the 12th, Brown of the 69th, Ralston of the 7th, Channell of the 116th, Burmeister of the 119th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use tax, so as to provide for an exemption regarding sales to nonprofit volunteer health clinics; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use tax, so as to provide for an exemption regarding sales to nonprofit volunteer health clinics for a limited period of time; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use tax, is amended by striking paragraph (7) and inserting in its place a new paragraph (7) to read as follows:

"(7) From July 1, 2006, through June 30, 2008, sales ~~Sales~~ of tangible personal property and services to a nonprofit licensed nursing home, a nonprofit licensed in-patient hospice, or a nonprofit general or mental hospital, or a nonprofit volunteer health clinic ~~used exclusively by such nursing home, in-patient hospice, or hospital, or volunteer health clinic~~ in performing a general nursing home, in-patient hospice, hospital, ~~or mental hospital, or volunteer health clinic~~ treatment function in this state when such nursing home, in-patient hospice, ~~or hospital, or volunteer health clinic~~ is a tax exempt organization under the Internal Revenue Code consistent with the charitable mission and obtains an exemption determination letter from the commissioner;"

SECTION 2.

This Act shall become effective on July 1, 2006.

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	E McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F

Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Johnson	Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 157, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representative Mitchell of the 88th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HB 343. By Representatives Borders of the 175th, Black of the 174th, Shaw of the 176th and Houston of the 170th:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to other state symbols, so as to designate the Valdosta State University's Peach State Summer Theatre as Georgia's Official Musical Theatre; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	E McClinton	Y Setzler
Barnes	Y Dickson	Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, the ayes were 150, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

Representative Mitchell of the 88th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HR 84. By Representatives Borders of the 175th, Houston of the 170th, Black of the 174th and Shaw of the 176th:

A RESOLUTION designating the Valdosta State University's Peach State Summer Theatre as Georgia's Official Musical Theatre; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to.

On the adoption of the Resolution, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
E Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	E Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	E McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	E Drenner	Y Jackson	Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	E Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	E Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Marin	Y Rynders	Richardson, Speaker

On the adoption of the Resolution, the ayes were 159, nays 0.

The Resolution, having received the requisite constitutional majority, was adopted.

Representative Mitchell of the 88th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

By unanimous consent, the following Bill of the House was withdrawn from the Committee on Agriculture & Consumer Affairs and referred to the Committee on Regulated Industries:

HB 910. By Representatives Rogers of the 26th and Graves of the 137th:

A BILL to be entitled an Act to amend Title 10 of the Official Code of Georgia Annotated, relating to commerce and trade, so as to change certain definitions; to delete certain duties of the Secretary of State with regard to cemeteries and funeral services; to amend provisions relating to the sale of preneed burial services; to delete certain fees; to make numerous other changes to the laws relating to cemeteries and funeral services; to repeal conflicting laws; and for other purposes.

By unanimous consent, the following Bill of the House was withdrawn from the Committee on Judiciary and referred to the Committee on Motor Vehicles:

HB 880. By Representatives Cox of the 102nd and Williams of the 165th:

A BILL to be entitled an Act to amend Chapter 11 of Title 40 of the Official Code of Georgia Annotated, relating to abandoned motor vehicles, so as to define relevant terms; to provide for possessory liens on vehicles and their contents; to provide for towing and storage of vehicles; to provide for notice of abandonment; to provide notice of redemption; to provide for duties of law enforcement officers; to enumerate appropriate towing and storage fees; to provide for the sale of abandoned vehicles; to provide for lien foreclosure; to provide for hearings in magistrate court; to provide for derelict motor vehicles; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bill of the Senate:

SB 456. By Senators Wiles of the 37th and Shafer of the 48th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to invasions of privacy, so as to provide that it shall be unlawful to disseminate certain information relating to mobile telephone usage without the express consent of the subscriber; to provide that it shall be unlawful for an officer, employee, agent, or other person affiliated with a mobile telephone service provider to disseminate such information; to provide that it shall be unlawful to buy or otherwise obtain such information; to provide for penalties; to provide an exception; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Resolutions of the House and Senate were read and adopted:

HR 1566. By Representative Reese of the 98th:

A RESOLUTION commending Robert Contreras of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1567. By Representative Reese of the 98th:

A RESOLUTION commending Brandon Cheatham of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1568. By Representative Reese of the 98th:

A RESOLUTION commending Dustin Wilkerson of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1569. By Representative Reese of the 98th:

A RESOLUTION commending Kelby Threlkeld of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1570. By Representative Reese of the 98th:

A RESOLUTION commending Logan Saunders of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1571. By Representatives Walker of the 107th, Sheldon of the 105th, Oliver of the 83rd, Manning of the 32nd and Yates of the 73rd:

A RESOLUTION acknowledging the contributions of senior Georgians and recognizing the week of February 27 through March 3, 2006, as Senior Week at the Capitol; and for other purposes.

HR 1572. By Representative Reese of the 98th:

A RESOLUTION commending and recognizing Mona Parikh on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 1573. By Representative Ehrhart of the 36th:

A RESOLUTION recognizing March 1, 2006, as "Boy Scout Day in Georgia"; and for other purposes.

HR 1574. By Representative Amerson of the 9th:

A RESOLUTION commending Dr. Lynda W. Woodruff on the occasion of her retirement; and for other purposes.

HR 1575. By Representative Reese of the 98th:

A RESOLUTION commending Derek Forrester of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1576. By Representative Reese of the 98th:

A RESOLUTION commending Dequan Clark of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1577. By Representative Reese of the 98th:

A RESOLUTION commending Brent Floyd of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1578. By Representative Reese of the 98th:

A RESOLUTION commending Reid Atherton of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1579. By Representative Reese of the 98th:

A RESOLUTION commending Bryce Benson of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1580. By Representative Reese of the 98th:

A RESOLUTION commending Vidal Alexander of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1581. By Representative Reese of the 98th:

A RESOLUTION commending Bobby Simpson of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1582. By Representative Reese of the 98th:

A RESOLUTION commending Derek Smith of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1583. By Representative Reese of the 98th:

A RESOLUTION commending Brody Abel of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1584. By Representative Reese of the 98th:

A RESOLUTION commending Clay Whitfield of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1585. By Representative Reese of the 98th:

A RESOLUTION commending Rick Legrant of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1586. By Representative Reese of the 98th:

A RESOLUTION commending Preston Sweatman of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1587. By Representative Reese of the 98th:

A RESOLUTION commending Chris Boulware of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1588. By Representative Reese of the 98th:

A RESOLUTION commending Kyle Kellam of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1589. By Representative Reese of the 98th:

A RESOLUTION commending Scotty Hosch of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1590. By Representative Reese of the 98th:

A RESOLUTION commending and recognizing Erika Gemzer on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 1591. By Representative Reese of the 98th:

A RESOLUTION commending and recognizing Colleen Dance on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 1592. By Representative Reese of the 98th:

A RESOLUTION commending and recognizing Renea Martucci on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 1593. By Representative Reese of the 98th:

A RESOLUTION commending and recognizing Elaine Childs on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 1594. By Representative Reese of the 98th:

A RESOLUTION commending and recognizing Jennifer Addy on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 1595. By Representative Reese of the 98th:

A RESOLUTION commending Clay Gant of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1596. By Representative Reese of the 98th:

A RESOLUTION commending Cole Thornton of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1597. By Representative Hudson of the 124th:

A RESOLUTION commending Ms. Nita Reagin on being named the Putnam County Elementary School Teacher of the Year; and for other purposes.

HR 1598. By Representative Burkhalter of the 50th:

A RESOLUTION congratulating Autrey Mill Middle School on winning the PAGE Academic Bowl for Middle Grades State Finals; and for other purposes.

HR 1599. By Representative Drenner of the 86th:

A RESOLUTION commending Rita Thomas; and for other purposes.

HR 1600. By Representative Reese of the 98th:

A RESOLUTION commending Cameron Gazaway of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1601. By Representative Reese of the 98th:

A RESOLUTION commending Jaron Jackson of the 2005 11 Year Old Buford Wolves; and for other purposes.

HR 1602. By Representative Burkhalter of the 50th:

A RESOLUTION commending Mr. Sherwin Glass; and for other purposes.

SR 963. By Senators Bulloch of the 11th and Tolleson of the 20th:

A RESOLUTION commending the Georgia peanut industry and recognizing March 8, 2006, as Peanut Butter and Jelly Day at the Capitol; and for other purposes.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 1603. By Representatives Oliver of the 83rd, Benfield of the 85th, Henson of the 87th and Gardner of the 57th:

A RESOLUTION commending Ms. Tracie Lee Dean for her heroism and inviting her to appear before the House of Representatives; and for other purposes.

HR 1606. By Representatives Benfield of the 85th, Watson of the 91st, Oliver of the 83rd, Stephenson of the 92nd, Williams of the 89th and others:

A RESOLUTION commending Mr. James "Red" Moore and inviting him to appear before the House of Representatives; and for other purposes.

Representative McCall of the 30th District, Chairman of the Committee on Agriculture and Consumer Affairs, submitted the following report:

Mr. Speaker:

Your Committee on Agriculture and Consumer Affairs has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 1380 Do Pass, by Substitute

Respectfully submitted,
/s/ McCall of the 30th
Chairman

Representative Coleman of the 97th District, Chairman of the Committee on Education, submitted the following report:

Mr. Speaker:

Your Committee on Education has had under consideration the following Bills of the House and Senate and has instructed me to report the same back to the House with the following recommendations:

HB 1227	Do Pass, by Substitute	HB 1358	Do Pass
HB 1228	Do Pass, by Substitute	SB 468	Do Pass

Respectfully submitted,
/s/ Coleman of the 97th
Chairman

Representative Scott of the 153rd District, Chairman of the Committee on Governmental Affairs, submitted the following report:

Mr. Speaker:

Your Committee on Governmental Affairs has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 1470 Do Pass, by Substitute

Respectfully submitted,
/s/ Scott of the 153rd
Chairman

Representative Cooper of the 41st District, Chairman of the Committee on Health and Human Services, submitted the following report:

Mr. Speaker:

Your Committee on Health and Human Services has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 1178 Do Pass, by Substitute

Respectfully submitted,
/s/ Cooper of the 41st
Chairman

Representative Hembree of the 67th District, Chairman of the Committee on Higher Education, submitted the following report:

Mr. Speaker:

Your Committee on Higher Education has had under consideration the following Bills and Resolutions of the House and Senate and has instructed me to report the same back to the House with the following recommendations:

HB 1200 Do Pass
HR 1287 Do Pass

HR 1303 Do Pass
SB 436 Do Pass

Respectfully submitted,
/s/ Hembree of the 67th
Chairman

Representative Rynders of the 152nd District, Chairman of the Committee on Intra-Governmental Coordination, submitted the following report:

Mr. Speaker:

Your Committee on Intra-Governmental Coordination has had under consideration the following Resolution of the Senate and has instructed me to report the same back to the House with the following recommendation:

SR 760 Do Pass

Respectfully submitted,
/s/ Rynders of the 152nd
Chairman

Representative Hill of the 21st District, Chairman of the Committee on Special Rules, submitted the following report:

Mr. Speaker:

Your Committee on Special Rules has had under consideration the following Bill of the House and has instructed me to report the same back to the House with the following recommendation:

HB 1443 Do Pass, by Substitute

Respectfully submitted,
/s/ Hill of the 21st
Chairman

Representative O'Neal of the 146th District, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. Speaker:

Your Committee on Ways and Means has had under consideration the following Bills and Resolutions of the House and has instructed me to report the same back to the House with the following recommendations:

HB 841	Do Pass, by Substitute	HR 162	Do Pass, by Substitute
HB 1305	Do Pass	HR 1464	Do Pass
HB 1336	Do Pass		

Respectfully submitted,
/s/ O'Neal of the 146th
Chairman

The following communications were received:

Legislative Services Committee

Office of Legislative Counsel
316 State Capitol
Atlanta, GA 30334

February 23, 2006

Honorable Cathy Cox
Secretary of State
214 State Capitol
Atlanta, GA 30334

Dear Cathy:

Enclosed is a certificate from the President of the Senate and the Speaker of the House of Representatives certifying that Honorable David Doss was elected as the member of the State Transportation Board from the 11th Congressional District. He will serve for a term beginning April 15, 2006, and expiring April 15, 2011. This certificate is furnished to you pursuant to the provisions of O.C.G.A. Section 32-2-20.

With best regards, I am

Sincerely yours,

/s/ Sewell
Sewell R. Brumby
Legislative Counsel

SRB:df

Enclosures

cc: Honorable Sonny Perdue
Honorable Mark Taylor
Honorable Glenn Richardson
Honorable Eric Johnson
Honorable David Doss
Honorable Mack Crawford
Mr. Harold Linnenkohl
Mr. Bob Ewing
Mr. Robert E. Rivers, Jr.

The General Assembly
State Capitol
Atlanta

TO: HONORABLE CATHY COX
SECRETARY OF STATE

This is to certify that Honorable David Doss has been elected, pursuant to the provisions of O.C.G.A. Section 32-2-20, as the member of the State Transportation Board from the 11th Congressional District for a term of five years and until his successor is elected and qualified, such term beginning April 15, 2006, and expiring April 15, 2011.

This 22nd day of February, 2006.

/s/ Mark Taylor
PRESIDENT OF THE SENATE

/s/ Glenn Richardson
SPEAKER, HOUSE OF REPRESENTATIVES

Legislative Services Committee

Office of Legislative Counsel
316 State Capitol
Atlanta, GA 30334

CERTIFICATION OF CAUCUS ELECTION

Pursuant to the call for a caucus under the provisions of O.C.G.A. Section 32-2-20, a caucus was held on January 26, 2006, in the Senate Chamber of the State Capitol Building. At that caucus, Honorable David Doss was elected as the member of the State Transportation board from the 11th Congressional District to serve a term beginning April 15, 2006, and expiring April 15, 2011.

Respectfully submitted,

/s/ Glenn Richardson
Honorable Glenn Richardson
Representative, District 19
Chairman

/s/ Mack Crawford
Honorable Mack Crawford
Representative, District 127
Secretary

Legislative Services Committee

Office of Legislative Counsel
316 State Capitol
Atlanta, GA 30334

February 23, 2006

Honorable Cathy Cox
Secretary of State
214 State Capitol
Atlanta, GA 30334

Dear Cathy:

Enclosed is a certificate from the President of the Senate and the Speaker of the House of Representatives certifying that Honorable Robert L. Brown, Jr., was elected as the member of the State Transportation Board from the 4th Congressional District. He will serve for a term beginning April 15, 2006, and expiring April 15, 2011. This certificate is furnished to you pursuant to the provisions of O.C.G.A. Section 32-2-20.

With best regards, I am

Sincerely yours,

/s/ Sewell
Sewell R. Brumby
Legislative Counsel

SRB:df

Enclosures

cc: Honorable Sonny Perdue
Honorable Mark Taylor
Honorable Glenn Richardson
Honorable Eric Johnson
Honorable Robert L. Brown, Jr.
Honorable David Adelman
Honorable Mike Jacobs

Mr. Harold Linnenkohl
Mr. Bob Ewing
Mr. Robert E. Rivers, Jr.

The General Assembly
State Capitol
Atlanta

TO: HONORABLE CATHY COX
SECRETARY OF STATE

This is to certify that Honorable Robert L. Brown, Jr., has been elected, pursuant to the provisions of O.C.G.A. Section 32-2-20, as the member of the State Transportation Board from the 4th Congressional District for a term of five years and until his successor is elected and qualified, such term beginning April 15, 2006, and expiring April 15, 2011.

This 22nd day of February, 2006.

/s/ Mark Taylor
PRESIDENT OF THE SENATE

/s/ Glenn Richardson
SPEAKER, HOUSE OF REPRESENTATIVES

Legislative Services Committee

Office of Legislative Counsel
316 State Capitol
Atlanta, GA 30334

CERTIFICATION OF CAUCUS ELECTION

Pursuant to the call for a caucus under the provisions of O.C.G.A. Section 32-2-20, a caucus was held on January 26, 2006, in the Senate Chamber of the State Capitol Building. At that caucus, Honorable Robert L. Brown, Jr., was elected as the member of the State Transportation board from the 4th Congressional District to serve a term beginning April 15, 2006, and expiring April 15, 2011.

Respectfully submitted,

/s/ David Adelman
Honorable David Adelman
Senator, District 42
Chairman

/s/ Mike Jacobs
Honorable Mike Jacobs
Representative, District 80
Secretary

The Speaker announced the House in recess until 5:00 o'clock, P.M., at which time the House will stand adjourned until 10:00 o'clock, tomorrow morning.